

**STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

PUBLIC NOTICE NO. 2008 – 9B - F

DATE OF NOTICE: SEPTEMBER 9, 2008

9/29

Note: please refer to the last page of this notice for information regarding your rights and responsibilities pertaining to the Public Notice process and timeframes. Please feel free to contact us with any questions or concerns.

The Office of Water Quality issues the following NPDES FINAL PERMITS.

MINOR – RENEWALS

DIVERSIFIED MACHINE BRISTOL INC., Permit No. IN0059820, ELKHART COUNTY, 51650 CR 133, Bristol, IN. This industrial facility discharges 0.0185 million gallons per day of non-process wastewater into York Township Ditch. Permit Writer: Stan Rigney at 317/232-8709.

TOWN OF GALVESTON WWTP, Permit No. IN0021199, CASS COUNTY, 129 N Maple St, Galveston, IN. This municipal facility discharges 0.418 million gallons per day of treated sanitary wastewater into the South Fork of Deer Creek. Permit Writer: Julie Morris at 317/232-8739.

HARDIN MONROE INC. WWTP, Permit No. IN0038326, MONROE COUNTY, 8029 Hardin Ridge Road., Heltonville, IN. This semi-public facility discharges 0.006 million gallons per day of treated sanitary wastewater into an unnamed ditch to Lake Monroe. Permit Writer: John Donnellan 317/234-0865.

HENRYVILLE REST AREA 1-65 NB WWTP, Permit No. IN0038555, CLARK COUNTY, 21505 I-65 N, Henryville, IN. This state-owned facility discharges 0.02896 million gallons per day of treated sanitary wastewater into an unnamed swale. Permit Writer: Trisha Williams at 317/234-4795.

CITY OF MITCHELL WWTP, Permit No. IN0023787, LAWRENCE COUNTY, located on Meridian Road, Mitchell, IN. This municipal facility discharges 0.565 million gallons per day of treated sanitary wastewater into Rock Lick Creek. Permit Writer: Jessica Faust-Hamblin at 317/232-8619.

SOUTH HARRISON PARK WWTP, Permit No. IN0050679, HARRISON COUNTY, 8750 S Harrison Park Dr, Elizabeth, IN. This semi-public facility discharges 0.0432 million gallons per day of treated sanitary wastewater into an unnamed tributary to the Mosquito River. Permit Writer: Jason House at 317/233-0470.

UNIVERSITY OF NOTRE DAME, Permit No. IN0059927, ST. JOSEPH COUNTY, Notre Dame, IN. This industrial facility discharges 0.96 million gallons per day of non-process wastewater into St. Joseph Lake. Permit Writer: Stan Rigney at 317/232-8709.

WORTHINGTON SANITARY LANDFILL, Permit No. IN0061468, GREENE COUNTY, SE HWY 48 & CR 500, Worthington, IN. This industrial facility discharges 0.025 million gallons per day of process wastewater and ground water remediation wastewater into an unnamed tributary to Lemon Creek. Permit Writer: George Oliver at 317/232-8702.

MINOR – MODIFICATION

TOWN OF LIBERTY WWTP, Permit No. IN0020681, UNION COUNTY, 704 N Dewey St, Liberty, IN. This municipal permit modification reflects a minor clarification of the sanitary sewer overflow eliminated during construction activities. Permit Writer: Jason House at 317/233-0470.

APPEAL PROCEDURES FOR FINAL PERMITS

The Final Permits are available for review & copies at IDEM, Indiana Government Center, North Bldg, 100 N Senate Ave, Indianapolis, IN, Rm 1203, Office of Water Quality/NPDES Permit Section, from 9 – 4, M - F (copies 10¢ per page). Each Final Permit is available at the respective, local County Health Department. **Please tell others you think would be interested in this matter.** Regarding your rights and responsibilities pertaining to the Public Notice process and timeframes, please refer to IDEM websites: <http://www.in.gov/idem/5474.htm> and IDEM Permit Guide (Public Participation): <http://www.in.gov/idem/4172.htm>.

APPEAL PROCEDURE: Any person affected by the issuance of the Final Permit may appeal by filing a **Petition for Administrative Review** with the Office of Environmental Adjudication **within** eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting the appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

TIMELY FILING: The **Petition for Administrative Review** must be received by the Office of Environmental Adjudication (OEA) **within** 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. The **Petition for Administrative Review** represents a request for an Adjudicatory Hearing; therefore it must include the following information:

- **state the name and address** of the person making the request;
- **identify the interest** of the person making the request;
- **identify any persons represented** by the person making the request;
- **state specifically the reasons** for the request;
- **state specifically the issues proposed for consideration** at the hearing;
- **identify the Final Permit Rule terms and conditions** which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the **Petition for Administrative Review** desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a **Petition for Stay** must be included in the appeal request, identifying those parts to be stayed. All Petitions must be mailed or delivered, within the timeframe noted above, to the following address:

**Environmental Law Judge
Office of Environmental Adjudication (OEA)
IGC – North Building- Rm 501
100 N. Senate Avenue
Indianapolis IN 46204
317/232-8591.**

STAY TIME FRAME: If the Petition(s) is filed **within** eighteen (18) days of the date of this Public Notice, the effective date of any part of the permit, within the scope of the **Petition for Stay** is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

HEARING NOTIFICATION: Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the **Petition for Administrative Review**. The **Petition for Administrative Review** must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the **OEA at 317/232-8591.**